G. R. S. 59] GPB—15,000—20 12-13

GENERAL AND REVENUE SECRETARIAT.

~~191~~. 1897.
(Police.)

File No. 66.

Serial Nos. 1—2.

Papers Filed.

Month ~~August~~ 1900.

SUBJECT.

Import of Dynamite into the Chintamani Tal

PREVIOUS REFERENCES.	LATER REFERENCES.
Indexed.	B. N. Narasimha Iyengar

J 528

OFFICE OF 2937.
189 7/8 4 OCT 1897
DEWAN'S BOREE

From The 1st Asst to the Resident in Mysore (1)

To

The Secretary to the Govt. of Mysore,

_____ Dept.

SECTION Police

FILE No. 6097

SERIAL No. 1

Dated 30 Sept/97

Despatched

Received 2/- 10-97

General No. 4085

No.

Enclosure No. 1

Forwarding copy of letter from the District Magistrate Cuddapah and enquiring whether there are any licensed dealers in Dynamite &c &c in Mysore

Read 11/10/97

References to be marked.

No. 4003 M/1

8 71

FROM

THE FIRST ASSISTANT TO THE RESIDENT IN MYSORE.

To

The Dewan of Mysore.

Dated Bangalore, 30th Septr 1897.

SIR,

I am directed to forward a copy of a letter No 38-a.à, dated the 10th instant, from the District Magistrate of Cuddapah and to say that the Resident will be glad to learn (a) whether there are any licensed dealers in dynamite at Chintamani, (b) where they get their dynamite from, and (c) the circumstances under which they do, or propose to do, an export business in this explosive.

I have the honour to be,

Sir,

Your most obedient servant.

K. D. Erskine Captain,

First Assistant Resident.

SECTION [illegible]

FILE No. 566(1)

SERIAL No. 102

The District Magistrate
of Kolar.

Dated 2nd October 1897.

Camp No. 27 Enc: 2

In forwarding the accompanying copy of letter No. 4085, dated the 30th ultimo, from the First Assistant to the Resident at Mysore, together with its enclosure in original, has the honor to request, that the District may be will be so good as to furnish this office with the information therein required as early as practicable

Inadmissible.

3/5 D.

C.

6/10/97

Sey.

J 5.29

Gen. 31.]

22

1897/98 Mysore

12-10-97

SECTION Jevenue

FILE No. 6699

SERIAL No. 3

From The District Magistrate of Kolar (3)

To

The Secretary to the Government of Mysore.
Revenue Department.

Dated 4 } October 97
Despatched }

Received 7 —

General No. 30 } 97/98
No. }

Enclosure No. 1.

With reference to his docket Camp No 27 97 inst, submits a report re the licensed dealers in dynamite at Chintamani &c

Read 12/10/97
Secy to Govt to submit Report with papers
21/10/97

Subs with reference & draft

Dr
14/10/97

Camp 2030

4

Office of the District Superintendent
of Police, Camp Mysore
Dated the 11th October 1897

To

The Secretary to the Government
of Mysore, General & Revenue
Department

Sir,

With reference to your Camp No.
27 dated the 7th instant, forwarding copy
of a letter with its enclosure, from the
(Remarks continued) 1st Assistant to the Resident in Mysore,
enquiring whether there are any licensed
dealers in dynamite at Chintamani,
I have the honor to state that there
are 2 shops licensed to sell these
articles at the place. One of the shop
keepers was granted license in March 1891
to sell dynamite, fuse, caps and ammuni-
-tion while the other was licensed to
sell dynamite, caps and fuse only in February
1892.

5

2. The stores required by these and other shopkeepers in the district, are it is reported, generally purchased from the licensed firms at Madras and only occasionally at Bangalore, if emergently required, as they are to be had at cheaper rates at the former place. They have not asked for permission to export any explosives to the Cuddapah district but it is probable that the inhabitants of that district living near our frontiers might have made purchases at these shops.

I have the honor to be,
Sir,
Your most obedient Servant,

A Rangaswamy
District Magistrate
of Kolar.

Letter No 38-a.a. dated 10th Septr: 1897, from the District Magistrate, Cuddappah, to the Resident of Mysore

Encl to 8/15. (3/a)

I have the honour to state that I am receiving applications for licenses to import dynamite etc from Chintamani in Mysore Province and request to be informed whether there is any objection to grant them and whether there are licensed dealers in dynamite etc at Chintamani.

"Copy".

Henry Clarke

Registrar.

No 4457 & 19-10-97.
5.23

(4)

Police

FILE No. 6699

SERIAL No. 4

To

The First Assistant
to the Resident.

Sir,

With reference to your letter No: 4088 dated 30th Septr-ember 1897 forwarding copy of letter No: 38—a.a dated the 10th idem from the District Magistrate of Cuddapp-ah an enquiring (a) whether there are any licensed dealers in dynamite at Chintamani (b) where they get their dynamite from and (c) under what circumstances they do or propose to do an export business in this explosive I am directed to state that there are two shopkeepers at Chintamani licensed to sell dynamite of which one was granted a licence in March 1891, to forward for the information of the Resident

Space

Cuddapah to Mysore
15-10-97.
7495/97
16-10-97

Space
" 16/10/97

~~a Copy of letter No: 30 dated~~ ~~the 11th Instant from the~~ ~~District Magistrate, Kolar~~ ~~reporting on the Subject.~~

I have &c

Secretary

and ammunition. Council
The other two
Licensed
to sell
dynamite
Cap

dynamite, fuse & caps; ~~that~~ supplies of these articles are obtained by them, generally from the licensed firms at Madras, but occasionally from those at Bangalore when required; and that the ~~the~~ ~~those~~ persons have not till now asked for permission to export any explosives to the Cuddapah District. The Dist. Magte of Kolar in reporting on the subject adds that it is probable the inhabitants of the Cuddapah District living near the frontiers might have made purchases at these shops.

I have &c

15-10-97.

Secretary

14/10/97

J 589

9

3687 189)

1-11-97

From The Asst to the Resst in Mysore (5)

SECTION Police

FILE No. 66797

SER'AL No. 5

To Dewan

The ~~Secretary to the~~ Govt. of Mysore,

~~Dept.~~

Dated 30.10.97

Despatched

Received /—11—97

General No. 4536.

No.

Enclosure No.

Requesting to be furnished with certain information regarding the two licensed dynamite dealers in Chintamani.

J

References to be marked.

Refers Sent up

BMB

2-11-97

No. 4536

Rec'd 30/10/97

(5)

FROM

THE FIRST ASSISTANT TO THE RESIDENT IN MYSORE.

To

The Dewan of Mysore.

Dated Bangalore, 30 October 1897.

SIR,

With reference to your letter No 4459--J.523 dated the 19th instant, I am directed to request that you will kindly ascertain and report the names of the Firms in Madras from whom the two licensed dealers in Chintamani get their dynamite, and when they last received a supply thence. The Resident will also be glad to be informed who the dealers are in Bangalore, who transport dynamite to Chintamani and from whom in Madras they get their supplies.

I have the honour to be,

Sir,

Your most obedient servant.

K S Erskine Captain,

First Assistant Resident.

40

SECTION Police Import

FILE No. 6697 7/6

SERIAL No

189

(6)

From The ~~General~~ Secretary to the Government of Mysore.

To The District Magistrate Kolar

Dated

Despatched 3rd November 1897.

Received

General No. 4916.
J No. 593

Enclosure No.

~~with reference to~~

~~from~~ His letter No 30 J 11 ~~30~~-10-97

With reference to the above has the honor to ~~forward~~

~~the accompanying copy of~~

~~letter No 4536 J 30 October 97~~

~~from the Pr and to the~~

~~Resident in Mysore and to~~

request that the Magistrate be so good as to ascertain with ~~in communication~~ and report as early as practicable ~~with the Magistrate~~ (1) the names of the Firms in Madras Bangalore ~~be good enough~~ from whom the two licensed dealers ~~to furnish this office~~ in Chintamani get their dynamite ~~with the information~~ and when they last received a supply thence, & ~~therein~~. (2) the names of the dealers in

Vide Govt Order of even date on the file

Sd/ C. Hayavadana Rao
for Secretary to Government

Pol & Ex 1st Branch
2-11-97.

7659
Secn.

C 5/11/97

6/11/97

J Macdowell C

Sd/ 2-11-97

Bangalore who transport dynamite
& Sivakamani, and of those to
~~therein desired as early~~
Madras from whom they get
~~as practicable~~.
their supplies.

D. O.

2-11-97

Secretary.

2/11/97

Gen. 31.]

1730

1897 OFFICE OF THE 4765 1-12-97 MANGLORE

From The Deputy Commissioner
Kolar District

(8)

To The Secretary to the Government of Mysore.
Revenue and General Departts

Refers put up
DMB
1-12-97

SECTION Police
FILE NO. 6697
SUBJECT 7

Dated 27th November 1897.
Despatched 28-11-97
Received 1-12-97
Camp/General No. 40
No.

Enclosure No.

Has the honor to state that the accounts of the 2 shop-keepers shew that they obtained their supplies from the Firms noted in the margin. The entries will be verified and reported at an early date.

Ramayya one of the Licensees appears to have last

Ref his docket No 4916 dated 3573 the 3d Instant requesting the undersigned to ascertain and report the names of Firms in Madras and Bangalore from whom the Licensees in Chimbarmany purchased their stock of Dynamite and other stores.

— . —

ya had dealings with

(a) Messrs Dr. V. Ramanujulu chetty Madras in 1891 & 1892.
(b) do Haji madar Sahe. Bangalore in 1892.
(c) S. Seshachel chetty Madras from 1891 & upto date.
2) Timmarajayya

— . —

(a) Dr. V. Ramanjulu & Co Madras in 1892.
(b) S. Seshachallem & Co Madras in 1892.
(c) Parry & Co Bangalore in 1897
& Agamdas Sahebe — do — do —

Last obtained his supplies from
Pothachellam Chetty on 17th
June 1897 and the other from
Messrs Parry & co Bangalore
and Ajamdar Schale of Civil
and Military Station, Bangalore
on 30th May 1897.

A Rangaswamy

Deputy Commissioner
Kolar District

Police

FILE No 66 d 97

SERIAL No. X

2 No 6563/1724 & 7-12-97.

The 1st Asst. to the Resident in Mysore

(9)

Sir,

With reference to your letter No 4536 dated 30th October 1897 requesting to be informed of the names of the firms from whom the ~~furnished with certain~~ particulars regarding the two licensed ~~dynamite~~ dealers of Chintamani ~~&~~ from whom they last obtained dynamite and of the dates on which the last supply was obtained, I am directed to state that ~~the Deputy~~ Colar reports that the accounts of the two licensed (named ~~shop keepers~~ Ramayya and Timmarajayya) show that they obtained their supplies from the firms noted in the margin, the last supply obtained by ~~that~~ Ramayya ~~of~~ ~~the Licensees appears~~ to

Sub Dy Coll
4-12-97

Dy Coll
5-12-97

(1) Ramayya had dealings with
(a) Messrs M. V. Ramanujulu Chetty Madras in 1891 & 1892.
(b) Mr Haji Inader Sab Bangalore in 1892.
(c) S. Seshachela Chetty, Madras from 1891 up to date.

2) Timmarajayya
(a) M. V. Ramanjulu & Co Madras in 1892.
(b) S. Seshachallam & Co, Madras in 1892.
(c) Parry & Co Bangalore in 1897
(d) Ajamdar Saheb — Do —

P ~~to have last Attached~~
his ~~supplied~~ from
Seshachellam Chetty on
17th June 1897 and that
~~attached~~ by Timmarajeya a lamp
~~after~~ from Messrs
Parry & Co, Bangalore
and Ajamdar Sahib
of the Civil and Military
Station, Bangalore on
30th May 1897.

The Dy Conservator of Kolar, in furnishing the information, has promised to make a further report after verifying the entries in the accounts of the two dealers in question. I am to add that a copy of such report when received will be forwarded to you.

4-12-97.

for Secretary

3/12.

I am directed to request that the Dy Conservator may be asked to expedite a further communication in the subject and to address you on the subject in future correspondence.

Police

FILE No 6697

SERIAL No —

—/6

2 drafts

No 6564 / 8725 27-12-27

(10)

The Deputy Commr
Kolar Dist

Dis docket No 40 (Camp) dated
27 Ultimo reporting the names of the
persons from which the two licensed
dealers at Chintamani got their supply of dynamite and stating
that the entries in the accounts of
these dealers will be verified and
reported upon at an early date

Has the honor to request that
the further report promised may
be expedited.

By order

Head
Assistant

4/

SECTION Three

FILE N 66997

SER'AL No. 10

Dy. Commissioner's
Kolar Distt
December 18,

The Secretary to the Government
of Mysore
General and Revenue Department

Sir

In continuation of this Office Camp
No 40 dated the 27th Ultimo, I have the
honor to state that the entries in
the accounts maintained by the
Licensed Dealers in Dynamite at
Chintamoney were checked after
obtaining information from the
Firms noted therein. With the exception
of one item, viz 384 Kolas of dynamite
said to have been purchased by Ramiah
from Hajee Madar Sab of Bangalore,
all the other entries are found to be correct
Madar Sab denies having supplied
the dynamite in question. Further enquiries
will be made as to how Ramiah ob-
tained it and necessary action taken
thereon.

I have the honor to be,
Sir
Your most obedient Servant,

M Krishnaiengar
Asst to Dy. Commissioner

J 829

Gen. Serial No. 31.]

RECEIVED 189-7-98
5414
2012-9

SECTION Police
FILE No. 6697
SERIAL No. 10.

From The Deputy Commissioner
Kolar District

To The Secretary to the
Government of Mysore
Rev & General Department

Dated
Despatched 17th December 97
Received in J Branch 21-12-97
Enclosures No.
General No. 2006
No. 576

Stating that the accounts maintained by Dynamite dealers at Chintamany were checked

Report put up 21/12/97
21-12-97.

J 880 98-1

The Ist Asst. to the
Resident in Mysore

Police

FILE No. 6699

SERIAL No. 11

In continuation
of the office No 6563
J 724 of
7-12-97 ~~regarding the~~
~~Dynamite dealers in Chitta-~~
~~durg~~, I am directed
to state that the Dy Comm.
of Kolar reports that the
entries in the accounts
maintained by the
Licensed dealers in
dynamite at Chintamany
were checked after obtaining
information from the
firms noted therein,
with the exception
item viz 384
gunnite said

(16 Oct. 98)
Action upon Receipt
to be taken by Treasurer for
reference to
5-1-98

5/11/98

have been purchas
' Ramiah ' from
Imadar Sab of Dangal
all the other Entries
were found to be correct,
that Imadar Sab denies
having supplied the
dynamite in question
and that further en-
quiries will be made
as to how Ramiah
obtained it and the
necessary action
taken thereon. The result of
which further enquiry & action
will be communicated by you on receipt of a report
on the subject from the
Dy Comm

I have &c

Secretary.

23/12/97

6
5-1-98

5/1/98

N— GOVERNMENT Yenex

FILE No. 6699/

SERIAL No. 12

v. 7690 IV
g881 98-1-98

To

The Dy Comm
Kalar

Ref No 2001/G dtd 29
Dec/97 from the Asstt
of the examination of
the accounts maintained
by certain dealers in
dynamite at Chittaurgarh.

With reference to the
above I am to request that the Dy Comm
would be good enough
to submit an early
report as to the result
of the enquiry made
& action taken upon
my the 38th letter of
Dynamite relative
Rate Madan Lal of
Bangalore Dealer having
sold to Ramnath —

5/1/98

5-1-98

J 1068

Police

Gen. 31]

FILE NO. 66997

SERIAL NO. 43

OFFICE 1897-98
6903
12/2/98

From The Deputy Commissioner
Kolar District

To
The Secretary to the
Government of Mysore
Rev: and Genl Departt

Dated 9th February 1898

Despatched 11th do.

Received 12

General No. 2646
No. 783.

Enclosure No.

Reporting that certain dealers in dynamite at Chintamany have been ordered to be prosecuted for discrepancies in the accounts &c :-

The Magisterial proceedings taken against the persons concerned & hereto reported as directed as soon as possible

Magistrate
Subd
mm
15/2

8/2/98

J 1429 8

Refers pert up.
DM
14-2-98.

Subd

may we await the result of the proceedings & communicate to the Residency? If a letter Subd send one full & urgent ma report instead of a number 16/2 of letters & communicate by wire - Should the Dy Comr 16/ not have received

Dy Commissioners Office,
Malavalli
dated 9th/11 February 1898

To

The Secretary to the
Government of Mysore
Revenue and General Departments
Bangalore

Sir

With reference to your
docket no 7690/J 681 dated the 8th instant,
I have the honor to state that
discrepancies similar to that
noticed in the accounts of Shah
Kieper Ramiah, were also noticed
in the accounts furnished by
Timmarayah. They have therefore
been ordered to be prosecuted the
result of the judicial enquiries
will be reported.

I have the honor to be,
Sir,
Your most obt servant

A Narasimmiengar
Dy Commissioner

Comp'd Mott

Police

No. 6697 Xo.

Al No. 14

2 2

15

The District magistrate of Kolar.

Dated 25th Feb/98.

No 10362
1117

His letter no 2646/783 dated 9th instant, reporting that certain Shop keeper Ramia and certain other dealers in Dynamite at Chintamani, have been ordered to be prosecuted for discrepancies in the accounts &c.

With reference to the above has the honor to request that the District mag&te will be so good as to report the result of the magisterial proceedings taken against the persons concerned as quickly as possible

B. 1/3/98

g113/Pol92

189 8

OFFICE OF THE
7397
28/2/98.
DEWAN OF MYSORE

From The 1st Assistant Resident in Mysore

To Dewan

The Secretary to the Govt. of Mysore,

~~Dept.~~

(16)

Police

FILE No. 6699/7

SERIAL No. 15

Dated 26. 2. 98

Despatched

Received

General No. 936.

No.

Enclosure No.

Requesting that the further report re the import of dynamite into Chintamany may be expedited.

References to be marked.

Reference put up. DMA
28-2-98.

The D.C. Kolar has been addressed on the subject.

Subd
Nil
1/3/98

Y 269/98

No. 936

23

16

FROM

THE FIRST ASSISTANT TO THE RESIDENT IN MYSORE.

To

The Dewan of Mysore.

Dated Bangalore, 26th February 1898.

SIR,

I am directed to invite a reference to your letter No.7689-J.880 dated the 8th ultimo, and to request that the submission of the further report on the subject of the import of dynamite into Chinthamany may be expedited.

I have the honor to be

Sir,

Your most obedient servant

K. S. Erskine Captain,

First Assistant Resident.

KP.

24

SECTION Police

FILE No. 6947/

SERIAL No. 15

The District magte,
Kolar.

(17)

Dated 3rd march 1898.

No 97/5-6
/1189

In inviting the Dt
magistrate's attention to the
office No 10362/1117 dated the
25th ultimo, has the honor
to request that he will be
so good as to intimate at a very early date
result of the prosecution instituted
in the case against Ramia
& certain others dealers
in Dynamite at Chintamani.

By order.
1-3-98
Secy:-

Submd
ma
1/3/98

Subject Police

11.5.98

Refers particulars FILE No. 66/11/11

2/12

12-3-98 SERIAL No. 17

The Dynamite desideratum enquiry & the result promised to be reported in due course will be awaited

Sub/pf 14/2/98

7842
11/3/98.

1898

J 1188

25

From The Director Draft Trade Calcutta (18)

To The Secretary to the Government of Bengal Revenue & Excise Department Darjeeling

Dated 6.2

Despatched 9 March

Received

General No. 2951
No. 881

Enclosure No.

Sir I do not see 10362 J 117 and subsequent papers under 10756 dated 25th February J 1189 and 3rd March respectively requesting to be informed as to the result of the enquiry instituted against Ramnath and another of Chittaranjan.

I have the honor to state that the case referred to above is on the file of the Extra Assistant Commissioner and at Cossipore

Class magistrate
appealed and has been
heated for inquiry
to the 26th instant.
The magistrate has
been asked to expedite

M Mushimangan
for District Magistrate

Jeraw

SECTION Police

FILE No. 66797

SERIAL No. 18

Sub Commissioners Office
Nolasnitoth

Dated 31st March 1898

2-4-98

To

The Secretary to the
Government of Mysore
General and Revenue Department
Bangalore.-

Sir,

In reference to my
letter No 2646/783 dated 9th ultimo, I have
the honor to state that the licensed
dealers in dynamite at Chintamany
(Timmarajah and Ramiah) were con-
victed of the offences of importing
and retaining possession of ammuni-
tion without a permit, and sentenced
by the Extra Assistant Commissioner
and 1st Class Magistrate to pay
a fine of Rupees 5 each.

Copies of Judgment in the cases
will be forwarded on receipt.-

I have the honor to be
Sir
Your most obedient
Servant
[illegible]
Sub Commissioner

Y.O. 3240
1897

SECTION Dol

FILE No. 6697

SERIAL No. 18

27

189 7-78-8620

J. 1285

From The Deputy Commissioner
Kolar District

(19)

To The Secretary to the Govt
of Mysore,
Genl & Revenue Depts

Dated 30th Bangalore
Despatched 2nd March 98
Received 4th April 98.

General No. 3240 3 1897-98
No. 987

Enclosure No. —

Reports that the licensed dealers in Dynamite at Chinta-mani, Venkatarajiah and Ramiah, were convicted of the offences of importing and retaining possession of ammunition without a permit and sentenced by the Extra Asst Commr & 1st class Magte to pay a fine of Rs 5 each.

4-4-98

Reply

Reports

Petition Gen. 31.]

66097

No. 19 From the District magistrate Kolar

OFFICE OF THE DEWAN OF MYSORE. 1300 8767 189

(21)

To

The Secretary to the Government
Dewan of Mysore.

General Revenue Department

Dated 3rd/5th April 1898.

Despatched 6th April/98

Received

General No. 3326 } 1897-98
No. 978

Enclosure No. 2

This office letter no 3240/97 dated the 30th ultimo reporting the result of magisterial enquiry in the Cases of Ramiah and Timmarajiah dynamite sellers in Chintamany.

Has the honor to forward herewith Copy of judgments of the Cases referred to above.

D Krishnaiengar
For District Magistrate
Kolar.

SECTION Police

FILE NO. 6699

SERIAL NO. 90

2 Despatches

No 1277 / 1383 dated 12-4-98 Rec'd 2.

To,

The 1st Asst Resident in Mysore

Sir, In continuation of my letter No 6709 dt the 8th Jan. 98 and covering 5 Dwelling Warrants I have the honor to forward herewith Copy of No 936 of the 26th Feb. last requesting the submission of a further report on the subject of the import of dynamite into Chintamani, I am directed to state that the licensed dealers in dynamite at Chintamani (Timmarajaiah and Ramiah) were convicted of the offences of importing and retaining in possession of ammunition without a permit and sentenced by the Extra Assistant Commissioner & 1st Class magistrate, Kolar Dt, to pay a fine of Rs 5 each

^ as Discrepancies similar to those noticed in the accounts of Shop Keeper Ramiah were also noticed in those given by Thimmarajah, both of them were ordered to be prosecuted, with the result that they

each. If the convictions are legal the sentences passed are, in the opinion of the Station, entirely lenient. Ld A.D.C. has been instructed to appl[y] to the C[ourt] for an enhancement of the punishment.

AH

2. ~~I am to add that~~ Copies of the judgments in the cases referred to are herewith forwarded for ~~transmission forwarded herewith~~ receipt of the case from the Resident. perusal and obliging return.

I have &c

7/4/98.

Secy:

Submitted

The "ammunition" in the possession of the Europeans was, however, not dynamite, but gunpowder, screw nuts and shot. (Vide charge). It may not be considered of sufficient importance to be entered in the case.

7/4/98

Noted to Secy.

The Magistrate's judgments are satisfactory, & the sentences are too lenient. I am afraid the Resident will not be satisfied with the result of the Prosecution. An application to the Chief Court for an enhancement of the sentences should be made at once.

8/7/98

Vide order Dept. I think the Resident should write a letter about this case when he forwards the judgments & should state that the A.D.C. has been instructed to appeal for enhancement of sentences.

AH 9.7.98

Petn
No 6699 Read
No 91

Correspondence ending with letter no 3326/970 dy 3-4-98 from the Dt Magte of Kolar, forwarding copies of the proceedings passed by the Extra Assistant Commr & Dt Magte in Criminal cases nos 46 & 47 of 1997-98 (Govt Vs Ramiah, Read for details thereof).

Order thereon No 12978-9/1384 dy 12-4-98.

The sentences passed in the cases referred to above on the Accd are for offences under the Arms Regulation appear to be unduly lenient. Copies of the proceedings will be forwarded.

The Govt Advocate is directed to move the Chief Court with a view to the enhancement of these sentences.

(No Cr. order) 11/4/98

To the Govt Advocate with copies of proceedings
The Dt Magte Kolar.

SECTION — Police

FILE No. 54/97

PERIAL No. —

DEWAN OF MYSORE 1898 4/5/98 7115

From

The First Assistant to the
Resident in Mysore.

To

The Dewan of Mysore. (24)

Dated 3rd May 1898

Despatched

Received 5 —

General No. 2214.

No. 54-97.

Enclosure No. 2.

Returning Copy of Judgt in Criml: case No 47 of 1897-98 on the file of the 1st Class Magte: Kolar & requesting that the result of the application to the Chief Court for Enhancement of punishment may be communicated to the Residency

References to be marked.

Reply put up.
JMD
5/5/98

No. 2244
54-97.

FROM

THE FIRST ASSISTANT TO THE RESIDENT IN MYSORE.

To

The Dewan of Mysore.

Dated Bangalore, 3rd May 1898.

SIR,

I am directed to return herewith the copies of the Judgments received with your letter No. 12977-J.1383 dated the 12th ~~instant~~ ultimo, and to request that the result of the application that was ordered to be made to the Chief Court for enhancement of the punishment, may be communicated to this office.

I have the honor to be

Sir,

Your most obedient servant

K S Erskine Captain,

First Assistant Resident.

In the Court of the Extra Assistant Commissioner and 1st Class Magistrate, Kolar District

Dated Kolar, 29th March 1898

Before Mr. Abdul Aziz 1st Class Magistrate

Criminal Case No. 46 of 1897-98.

Complainant

Government

accused

Karpakalu Ramiah

Judgment:—

(1) This is a prosecution against the accused under section 14 Clauses C and E of the Arms Regulation No. VI of 1890 and rule 6 of the transport-rules as per sanction granted by the District Magistrate dated 1st February 1898.

(2) The following witness were examined on behalf of Prosecution

1st M. Kesaviah Police Inspector of Chintamani

2nd Abdul Rahman

3rd Gangakoomariah Police Inspector of Gopinidoroor?

The following Exhibits were filed on behalf of Prosecution

Exhibit A Statement regarding the examination of the accused's Shop's accounts by the Police Inspector of Chintamani:—

B Jama and Kharch book maintained by the accused in his shop.

C Report of Mr. C. Dhorby dated 12.7.97 to the Superintendent of police Kolar Gold Fields

D License granted by the District Magistrate of Kolar District to the accused

E Jama & Kareh book maintained by the accused in his shop from 1st July 1896 to the end of June 1897 regarding dynamite &c.

F Jama and Kareh book maintained by the accused in his shop from July 1896 to the end of June 189 regarding Gunpowder &c..

Exhibit **G** District Magistrate's sanction Order dated 1st February 1898 to prosecute the accused for his failing to account properly for 324 tolas of dynamite said to have been purchased by him from Hazee Madar Sait & Co. in 1892

H Patti (inventory) showing particulars of Steell in the shop of the accused on the 18th September 1897.

J Pukka day book of Hazee Madar Saits firm kept in English Language showing the sales of Gunpowder &c during the months of February 1892 produced by the 2nd witness.—

K Anonymous petition addressed to the Superintendent of Police, Kolar District without date and his Order thereon No. 13 dated 29.6.97 to the S Amildar of Chintamani Taluk

L Kaleha Day book of the Firm of Hazee Madar Saits kept in Tamil language showing the Sales of Gun-powder &c during the months of February 1892 Corresponding with Exhibit **J** produced by the 2nd witness.

The accused was Charged as follows:—

That you on or about the 15th day of February 1892 at Chintamani had in your possession 384 tolas of dynamite said to have been purchased from the Firm of Hazee Madar Sait Bangalore which from the accounts of the said firm the said article was not purchased by you and within 6 days of the article reaching Chintamani you failed to produce the Transport-Licence to the District Magistrate of Kolar District and thereby committed offences punishable under section 14 Clauses **C** and **E** of the Arms Regulation No. VI of 1890 and rule 6 under the same Regulation dated 1st May 1895.

(4) The accused pleaded not guilty and stated as follows:—

I purchased 384 tubes of dynamite from the shop of Hazee Madar Saib in Bangalore pette on the 15th February 1892. I have seen the said Hazee Madar Saib

As 6 years have elapsed since the purchase ——— I cannot now identify him. I did not purchase dynamite within 10 miles valued at Rs 20/. on the 15th February 1892 without an order, but I purchased the same from Hazee Madar Saibs' shop in Bangalore pette on the above said date. I returned to Chintamani on the 18th & 19th Idem. In the same year on the 4th March I got another supply from Ramanjaloo Chetty at Madras as per my letter to him. The said supply reached Chintamani on the said date. Then on the 8th March I sent a registered petition to the Deputy Commr, Kolar District regarding the dynamite & received by me. I have produced an authenticated copy of the said petition Exhibit No I. Till now no final orders have been passed upon it. The then Amildar had been my accounts of 1891, prior to my bringing dynamite &c in the months of February & March. The said account Exhibit No II has been produced by the police Inspector. The Exhibit No II does not bear the signatures of the Amildar for his having seen it. I have obtained a license to deal in dynamite &c in 1890. The dynamite brought from Bangalore and Madras have been duly entered in Exhibit **B**. I did not bring any pass for the dynamite purchased by me in the shop of Hazee Madar Saeb in Bangalore I do not remember now. There was no necessity for one to bring a pass. Hazee Madar Saib who sold dynamite to me has to answer for it. The occurrence took place about 6 years ago. If enquiries had been made in the—

year I brought the articles I would have been able to explain the matter as occurred. It is not possible for me now to account for it

55) No witnesses were examined on behalf of the accused.

The following Exhibits were filed on behalf of the accused

Exhibit No I authenticated copy of a petition addressed to the District Magistrate of Kolar District by the accused dated 8-3-92 complaining against his brother accused in Criminal Case No 47 of 97-98 and another to Cancel their licenses and further stating that he had brought sufficient quantity of dynamite &c. for sale in the town of Chintamani.

Exhibit II Jama and Kharch book of dynamite &c. from January 1891 to the end of that year kept by the accused.

56) In this Case the accused admits having purchased 384 bags of dynamite from the firm of Hazee Madar Sait of Bangalore on the 15th February 1892 and brought the same to Chintamani on the 18th or 19th idem.

The accounts Exhibits J and L of Hazee Madar Sait & Co for the months of February 1892 produced by the 2nd witness one of the partners of the said firm do not contain any such transaction either on the said date or any other date in the said months. The accounts of the Branch Shop of Kolar were not produced by the 2nd witness and the said witness made contradictory statements on this point. As regards the transport license the accused states that there was no necessity for him to produce such a license and that Hazee Madar Sait has to answer for it. The accused was bound to obtain transport license either from the District Magistrate of Chand m. station or the District Magistrate of Bangalore before bringing the dynamite

to Chintamani. As he has failed to do so I think that he deserves to be convicted of the offences with which he stands charged.

(7) For the foregoing reasons I find the accused guilty of the offences specified in the charge and direct him to pay a fine of Rs 5 in default to suffer rigorous imprisonment for 7 days.

(Signed) Abdul Aziz.
1st Class Magistrate
Kolar.

"Copy" M Krishnamurthy
For District Magistrate.

Exhibit 1 & 2

In the Court of the Extra Assistant
Commissioner & 1st class Magistrate
Kolar District.

Dated, Kolar, 29th March 1898.

Before Mr. Abdul Aziz
1st class magistrate

Criminal Case no. 47 of 1897-98.

Complainant Accused
Government Vs Karpakal Thimmaraja
Nanjaiah

Judgment.

(1) This is a prosecution against the accused under section 14 Clauses C and E of the Arms Regulation no. VI of 1890 and rule 6 of the Transport Rules as per sanction order of the District Magistrate filed in Case no. 46 of 1897-98 on the file of this Court.

(2) The following witnesses were examined on behalf

of Prosecution.

1st. M. Kesaviah, Police Inspector of Chintamani.

2nd. Abdul Rahman.

The following exhibits were filed on behalf of Prosecution.

Exhibit A - Statement regarding the examination of the accused by the Police Inspector of Chintamani Taluq, dated 21st November 1897

Exhibit B - Jama and Kharch book maintained by the accused in his shop.

Exhibit C - Letter dated 5th December 1897 from Mr Hamilton Holmes, Agent of Messrs Parry and Co, Bangalore.

" D: statement of the accused

accused before the
District Magistrate of
Kolar, dated 18th Dece
ber 1897.

Exhibit E - Permit granted to
the accused by the
District Magistrate of
Kolar, dated 23rd May 1897.

F. Pukka Day Book of
Haji Madar Sahib's
firm kept in English
language, showing
the sales of gunpowder
&c from January 1896
up to current month,
produced by the 2nd
witness, one of the part-
-ners of the said firm

G Account showing the
sales of dynamite &c
during the month of
May 1897 in Exhibit F.

H Katcha Day book of the
firm

firm of Haje Madar sahib kept in Tamil language, produced by the 2nd. witness, Corresponding to the Exhibit Cp.

3) The accused was charged as follows:-

That you on or about the 30th day of May 1897 at Chintamani had in your possession 10 lbs of gunpowder, six small tins containing percussion Caps, and 28 lbs of shots said to have been purchased from the firm of Haje Madar Saib, Bangalore, which from the accounts of the said firm the said articles were not purchased by you, and within 6 days of the articles reaching Chintamani. You failed to produce the transport License to the District Magistrate

of

of Kolar District, and thereby
Committed offences punishable
under section 14, clauses C and
E of the Arms Regulation no VI
of 1890, and rule 6 under the
same Regulation dated 1st May
1895.

(4) The accused pleaded not
guilty and stated as follows:-

I purchased 10 lbs of gunpowder,
6 small tins containing percus-
sion caps, and 28 lbs of shot
from the shop of Haji Madar
Sait, of Cantonment Bangalore,
on the 27th May 1897 and brought
the same to Chintamani on the
30th Idem, and informed the
Police Jemadar Appaya Gowda.
He examined the said articles
and signed below the Permit
Exhibit E granted to me by the
District Magistrate of Kolar.

I did not obtain a permit
from the District Magistrate of
the Civil and Military station
of Bangalore, to transport the
said articles to Chintamani,
because I was under the im-
pression that the permit grant-
ed to me by the District Magis-
trate of Kolar District was
sufficient for the purpose.
I purchased on the 27th May
last, 50 lbs of dynamite, 1000
percussion Caps, and 320 yards
of fuse, from messrs Parry and
Co. in Bangalore Pettah, and
brought the same to Chintamani
on the 30th idem. These articles
were also examined by the
said Police Jemadar. I did not
obtain permit for transporting
the said articles to Chintamani
from the District Magistrate of
Bangalore District. I have enter-
ed the said articles in my
account

account Exhibit B. Prior to my bringing the said articles to Chintamani, I sent a petition by post to the District Magistrate of Kolar and. after securing the permit Exhibit E, I brought the said articles there. I had given the details of the articles and the place in my petition.

(5) No witnesses were examined on behalf of the accused.

(6) In this case the accused admits having purchased gun-powder &c from Haye Madan Sahet & Co. in Bangalore Cantonment on the 27th May last, but states that he did not obtain the transport license, as he thought that the permit Exhibit E granted by the District Magistrate of Kolar District was enough for the purpose. The accounts, Exhibits

G

G and H, belonging to the Firm of Haje Madar Sahib for the month of May last, and produced by the 2nd witness, one of the partners, do not contain any such transaction either on the said date or any other date in the said month. From this, I infer that the accused came in possession of the said articles by some other illegal means which the prosecution did not disclose. Even for the sake of argument that the accused did purchase the said articles from the firm of Haje Madar Sait, he was bound to produce a transport license from the District Magistrate of the Civil and Military station, Bangalore, but he has failed to do so and he therefore deserves to be convicted of the offences with

which

which he stands Charged

(7) For the foregoing reasons, I find the accused guilty of the offences specified in the Charge, and direct him to pay a fine of Rs 5/- in default to suffer rigorous imprisonment for 7 days.

(signed) Abdul Azij
1st class magistrate

"Copy"
(sgd) Abdul Azij
1st class magistrate.

"Copy"
Hawkins Swamy
for District magistrate
Kolar.

sups.

Draft Circular of 1898

25

SECTION Police No

FILE No. 6697

SERIAL No. 23

The Govt Advocate
in Mysore.

Dated 7th May 1898.

No 1428
" J 1496

In inviting reference to Govt Pro: No 12978-9 J 1384 of the 12th ultimo, has the honor to request that the result of the application that was ordered to be made to the Chief Court for enhancement of the punishment awarded by the Extra Asst Commr & 1st Class Magistrate, Kolar Dt, in Criminal Mis: Cases Nos 46 & 47 of 97-98, may be intimated to this office as soon as it is known.

2 It is to be noted

~~That the Sp. A[illegible] to the Resid~~
~~ency of Peru has desired that~~
~~the same should be communi-~~
~~-cated to Lima.~~

B.O.

Secty's order

6/5/98

for Secy.

Pub:
Ans
Ltr

J 1465

OFFICE OF THE DIWAN OF MYSORE
10272
189 20-5-98.

TION Police
E No. 66797
SERIAL No. 21

From The Govt. Advocate
Mysore
(26)
To

The Secretary to the Govt. of Mysore,
Rev. and Gen. Depts.

Dated 17 May 1898
Despatched
Received in J. Branch 20/5/98
General No. 189
No.

Enclosure No.

Stating that the 2 crl: Petns filed in the City Court for enhancement of the punishments awarded by the Extra Asstt: Comr, Kolar Divn: stand posted for hearing to Friday the 8th of July 1898. [illegible]

References to be marked.

Submitted with previous reference.

Govt.
Subs 21-5-98

This may be sent to the Govt. Pros. for information & necessary action.
Govt. Pros. 21/5
Put up [illegible] 21/5

Office of the Government Advocate
in Myeore

No. 189

17th May 1898

(26)

From

The Government Advocate
in Myeore

To

The Secretary to the
Government of Myeore
General & Revenue Department

Sir,

With reference to the Government Proceedings No. 12978-9, dated 12th Ultimo, I have the honor to state that the 2 Criminal Petitions filed in the Chief Court for commencement of the punishment awarded by the Extra Assistant Commissioner & 1st Class Magistrate, Kolar District, stand posted for hearing to Friday the 8th of July

July 1898. The result will be intimated after the petitions are heard by the Judges of the Chief Court.

I have the honor to be
Sir,
Your most obedient servant

S Ramanathan
Government Advocate

SECTION Police

FILE No. 6697

SERIAL No. 2 I

Draft-

The First Assistant
to the Resident in Mysore.

Sir,

In reply to your letter No: 2244/54-97 dated 3rd May 1898, I am directed to state ~~that the Govt Advocate in Mysore reports~~ that the two criminal petitions filed ~~by him~~ in the Chief Court for ~~the~~ Enhancement of the Sentences awarded by the Extra Asstt Commissioner and 1st class Magistrate, Kolar Dt, in criminal cases nos 46 & 47 of 1897-98, stand posted for hearing ~~on~~ to Friday the 8th July 1898. ~~I am directed that~~ and that ~~the~~ result will be duly

communicated to you
duly ~~intimated after the pati~~
~~have are heard by the Judges~~
~~of the Chief Court.~~

I have the

21/5/98

Secretary

Sealed
Issd
2.15

✓
I do not receive
after receipt
23/5/98

Petition

No. 76 / From

No.

To

J 105

1898 592

21-7-98

The Govt. Advocate

(28)

The Secretary to the Govt. of Mysore,
Rev. and Gen. Depts.

Dated 19th July 1898

Despatched

Received 21 —.. —

General No. 15
No.

Enclosure No. 2

Forwarding copies of the depns in Civil Revision Petitions Nos 150 & 151 on the file of the Chief Court.

~~References to be marked~~

Submitted with
entire Correspondence
& Records.

Please put up the 25.7-98.

9 encls. Roll of 1875 M

Office of the Government
Advocate in Mysore
Bangalore 19th July 1898

No 151 Enc

(28)

From

The Government Advocate
in Mysore

To

The Secretary to the Government
of Mysore. Rev: General Depte

Sir,

With reference to the Proceedings of Government order No 12978 J 1384 dated 12th April, I have the honor to submit the enclosed copies of Judgments pronounced by the judges of the Chief Court in Criminal Revision Petitions Nos 150 & 151 Govt vs K. Thimmarajiah & K. Ramiah

The enclosures of the order reference are also returned herewith

I have the honour to be
Sir
Your most obedient Servant

S Rama Rao
Government Advocate

SECTION Police

FILE NO. 6697

SER AI NO. 27

No. 1742 / 1179 dt 3-8-98

Enc 2

The First Asst. to the Resident in Mysore.

Sir,

Adverting to your letter No 2246/54-97 dated the 3rd Aug 1898, I am directed to forward herewith, copies of the Judgments of the Chief Court in Criminal Revn Petitions Nos. 150 and 151 of 1898 for perusal and obliging return.

I have &c.

30-7-98

Secretary.

Note that the Chief Court has declined to enhance the sentence in either case and to

(illegible) to enhance the punishment in the case of

Please see the observation in 157 of 1897-98

Rules were in force in 1898, & were Rules prepared for the first time in 1895?

28-7-98

The Govt Genl's Rules is mentioned under which no 20 I.P. dt 7-1-1880 were in force, before the Rules of 1895 were framed. // Under S. 57 cl (1) of the Evidence Act, the Chief Court should have taken Judicial notice of the Rules of 1880. // S. 14 cll (e) & (f) of the Arms Regln and Rule 6 of the Arms Rules of 1895, under which Accd was convicted, corresponds to S. 19 cl (d) & (f) of Act XI of 1878, and Rule 7 of the Rules of 1880.

Leg. file containing these is not

27/7/98

Draft a letter that the Govt does not desire that to the notice of the Chief Court should in the present case further action is possible. Mr. may be requested

30/7/98

F 324

55

1898

SECTION Police

FILE No. 6627

SERIAL No. 1

From Col. Ibbetson.
The First Assistant to the Resident in Mysore.

To
The Dewan of Mysore.

80

Dated 2.9.98

Despatched

Received 5-

General No. 4411

No.

Enclosure No.

Re certain cases under the Mysore Arms Regn in which the Chief Court declined to enhance the sentences passed by the lower Courts.

References to be marked.

F.No. 13 of 1897-98 Pol. Dept

BPB 6/9/98.

9761 Sent to Bly in Mys 6/9/98.

Sent to Bly in Mys 6/9/98.

No. 4411 En 2
5497

FROM

THE FIRST ASSISTANT TO THE RESIDENT IN MYSORE.

To

The Dewan of Mysore.

Dated Bangalore, 2 · Sept 189[illegible]

SIR,

I am directed to invite the attention of the Durbar to the two cases under the Mysore Arms Regulation No.VI of 1890, in which the Mysore Chief Court declined to enhance the sentences passed by the Extra Assistant Commissioner and 1st Class Magistrate, Kolar, and to observe that while the Resident has no wish to reopen a case that has been decided by the Chief Court, or to criticize their decision, the proceedings seem to suggest that the supervision over the transport etc of ammunition by the District authorities is possibly not so strict as it might be. Continued vigilance in respect to the trade in ammunition is, in Colonel Robertson's opinion, essential.

2. I am to return with thanks the copies of the orders of the Chief Court in the above cases, received with letter No.1742-J.179 of the 3rd ~~instant~~ ultimo, from the Secretary to the Government of Mysore, General and Revenue Departments.

I have the honor to be

Sir,

Your most obedient servant

K. D. Erskine Captain,

First Assistant Resident.

In the Chief Court of Mysore at Bangalore

Monday the 11th day of July 1898

Present

Mr. Justice A. Ramachandra Ayyar Offg. Chief Judge

and

Mr. Justice C. Menachaya, Judge

Criminal Revision Petition No. 151 of 1897-98.

Government ..... Petitioner

(By Mr. S. Ramaswamy Ayyr
Government Advocate)

Vs.

Karapakalu Ramaiah ... Counter-Petitioner
(accused)

(By Mr. B. Nanjundappah)

Petition against the sentence passed by the Extra Assistant Commissioner and 1st Class Magistrate Kolar in Criminal Case No. 460 of 1897-98 stating that it is inadequate and praying that it may be revised.

Order

The offence, if any, was committed more than six years ago. The accused's Advocate contends that rules under the Arms Regulation of 1890 were passed by Government in 1895, and that there were no rules in 1892 to regulate the transport of fire arms and ammunition. The rules, if any, which were in force in 1892, and which the accused is said to have infringed, have not been brought to our notice. For these reasons, we decline to enhance the sentence, and dismiss the application made by the Government Advocate

(Sd.)

(Signed) A. Ramachandra Iyer
offg. Chief Justice

(Signed) C. Munaswya,
Judge.

"Copy"

5 Rs. ans.
Government Advocate

In the Chief Court of Mysore at Bangalore

Monday the 11th day of July 1898

Present

Mr Justice A. Ramachandra Iyer Offg. Chief Judge

and

Mr. Justice C. Meenachaya Judge

Criminal Revision Petition No 150 of 1897.

The Government of Mysore — Petitioner

(By Mr S. Ramaswamier
Government Advocate)

vs

Karpakal Shivmaragiah - Counter Petr.
(Accused)

(By Mr Nanjundappa)

Petition praying that the Sentence awarded by the Extra Assistant Commissioner and 1st class Magistrate of Kolar in Criminal Case No 47 of 1897-98 is inadequate and may be revised.

Order

The accused was wrong in transporting gun-
powder and other articles into Chinthamony
where he had not obtained a license for
that purpose from the Magistrate of the District
within whose jurisdiction he had purchased
the said articles. But the accused showed to
the Police Jamadar of Chinthamony that he
had brought from Bangalore within three
days after he had purchased them. That
officer made an endorsement to that effect
upon the permit which had been given to the
accused by the District Magistrate of Kolar
authorizing him to import certain quantity of
gunpowder, fuses, and detonators. As the
Jamadar has not been examined it may
be presumed that he was satisfied that the
conduct of the accused was not blameworthy.
The accused appears to have believed that
the permit given by the Magistrate of this Dis-
trict was sufficient authority and that

the

The subsequent inspection of his Shop by a
supervisor police officer was all that was needed
to protect him. In these circumstances, we
think that this is not a fit case for enhancing
the Sentence and accordingly, we dismiss
The application for revision made by the
Government Advocate

Sd/ A. Ramachandra Iyer

Hg: Chief Judge

Segnd/ C. Meenakshya

Judge

"Copy"

S Ramamurthy

Government Advocate

Sl. No. Police

FILE No. 6697

SERIAL No. 29

Head 82

Correspondence ending with letter no. 15 dy the 19th July 1898 from the Govt. Advr. forwarding copies of orders passed by the Chief Court of Mysore in Criminal Revision Petition Cases nos. 15 & 16 of 1897-98, declining to enhance the sentences passed by the Extra Asstt. Commr. and 1st. class Magte. of Kolar on Ramiah and Thimmarajiah, accused, in Crl. Cases nos. 46 & 47 of 97-98, of the offences of importing and retaining possession of ammunition without a permit by them Arms Regln. & Rules.

Correspondence ending with letter no. 4411 dy the 2nd Septr. 1898 from the First Asstt. to the Resr. in Mysore, returning with Chief Court's remarks the copies of the orders referred to above.

Orders

Order thereon. No: 3180-90 of 30-8-1900.
3327

65

A averting to the observations of the Chief Court in their order regarding the Accused Ramiah, the Govt: regret to observe that the Govt: Advocate failed to bring to the notice of the learned Judges that the Arms Rules is ready for the general under Notfn: No. 28 I-P. dt: 7 Jany 1899 were in force at the time of the Commission of the Offence.

Added subject approved. H.

Let me see the Notfn: quoted by the Govt: Advocate in his letter dt: 7-9-98

Noted to Secretary. Please see the Notfn: dt: 7-1-99 quoted attached.

13836 14-9-98

Thermometer

31. 8. 1900

2 pm 8 os

25/8.

tas. p^
25/8.

2. The proceedings connected with the cases referred to in the correspondence read seem to suggest that the supervision over the transport etc of ammunition by the district authorities in Kolar is not nearly so strict as it ought to be. Continued vigilance in respect of the trade in ammunition is essential; and the Govt: hope that no neglect a

lapse

in enforcing the rules.
will be allow-
ances.

14/8/902

C.
14-9-98
Sec'y

For Extract of para 1 to
The Govt. Advr. in Mysore.
~~The District Magte of Kolar~~
Dirtr. & the Registrar g/le
Chief Courts Mysore for
information.
To the District Magte of Kolar
Extract of para 2 (in furth
to the Dist Magtes of other Dists
and the Dy. Supdt of Police.